

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

RANDY COY HENDERSON,
Plaintiff,
v.
CANDY ZRELIAK, *et al.*,
Defendants.

Case No. C06-5510 FDB/KLS

ORDER ADOPTING REPORT AND RECOMMENDATION

Plaintiff claims that Defendants violated his civil rights by withholding certain pre-trial hearing transcripts in violation of a court order, and Defendants moved for summary judgment. Magistrate Judge Karen L. Strombom recommends that Defendants' motion should be granted because Plaintiff's claims are time barred. Plaintiff filed objections to the Report and Recommendation, as well as a "Motion for Joinder of Persons," to which the present defendants have responded, arguing that the summary judgment motion should be decided first and that any claims against Cowlitz County and Cowlitz County Reporter's Office and Prosecutor's Office should be barred for the same reasons set forth in Defendants' summary judgment motion.

The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation, and the remaining record, concludes that Plaintiff's arguments lack merit and that Defendants' summary judgment motion must be granted for the reasons stated in the Report and Recommendation. Adoption of the Report and Recommendation renders Plaintiff's Motion for Joinder moot. NOW, THEREFORE

ORDER - 1

1 IT IS ORDERED:

2 (1) The Court adopts the Report and Recommendation;

3 (2) Defendants' motion for summary judgment (Dkt. # 40) is **GRANTED**;

4 (3) Plaintiff's Motion for Joinder (Dkt. # 32) is found to be MOOT;

5 (4) Plaintiff's Complaint is **DISMISSED WITH PREJUDICE**; and

6 (5) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants
7 and to the Hon. Karen L. Strombom.

8 DATED this 4th day of September 2007.

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10 FRANKLIN D. BURGESS
11 UNITED STATES DISTRICT JUDGE
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